

**243 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.5765 of 2015 (O&M)
Date of Decision : 23.01.2017**

Shri Bhagwan and another

..... Petitioners

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Gobind Sharma, Advocate
for the petitioners.

Mr. R.K.Doan, AAG, Haryana.

AJAY TEWARI, J. (Oral)

By the present petition the petitioners have claimed that they are entitled to additional increment on account of acquiring higher qualification.

Both the petitioners were working as TGT teachers and have improved their qualifications during service. In the written statement the claim is resisted on the ground that this policy was introduced in the year 1977 but was withdrawn in the year 1982. However, in the replication the petitioners have brought out that the policy has again been reintroduced in the year 2014.

Learned AAG has very fairly stated that this fact was brought out only in the replication and it would be appropriate if a direction is given to respondent No.1 to decide the said issue as per the subsequent

notification, if any.

I find this to be a fair submission. In the circumstances, the petition is disposed of with a direction to respondent No.1 to decide this issue by passing a speaking order thereon after considering the notification, if any, and in case the petitioners are found entitled to grant them the benefit. The necessary exercise be completed within a period of four months from the date of receipt of a certified copy of this order. It is made clear that in case any due relief is not granted to the petitioners within the aforesaid period the petitioners would be entitled to claim the same with interest @12% p.a. from the date/s the amount/s fell due till the date of payment.

Since the main case has been decided, the pending Civil Miscellaneous Application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

23.01.2017
pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No